

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**TAREQ A. KHEDIR AL-TIAE, M.D.;**

**Plaintiff,**

**vs.**

**THE PHYSICIAN NETWORK, (TPN); and  
CATHOLIC HEALTH INITIATIVES,  
(CHI);**

**Defendants.**

**4:18CV3140**

**AMENDED  
CASE PROGRESSION ORDER**

This matter comes before the Court on the parties' Joint Motion to Amend Final Progression Order ([Filing No. 57](#)). After review of the parties' motion, the Court finds good cause to grant the requested extensions. Accordingly,

**IT IS ORDERED** that the case progression order is as follows:

- 1) The pretrial conference and trial are cancelled and will be rescheduled at a later date.
- 2) The deadline for the Defendant to identify expert witnesses and complete expert disclosures<sup>1</sup> for all experts expected to testify at trial, (both retained experts, ([Fed. R. Civ. P. 26\(a\)\(2\)\(B\)](#)), and non-retained experts, ([Fed. R. Civ. P. 26\(a\)\(2\)\(C\)](#)), remains **February 14, 2020**.
- 3) The deposition deadline is **June 30, 2020**.
- 4) The deadline for completing written discovery under Rules 33, 34, and 36 of the Federal Rules of Civil Procedure is **June 30, 2020**. Motions to compel discovery under Rules 33, 34, and 36 must be filed by **July 14, 2020**.

**Note:** A motion to compel, to quash, or for a disputed protective order shall not be filed without first contacting the chambers of the undersigned magistrate judge on or before the motion to compel deadline to set a conference to discuss the parties' dispute, and after being granted leave to do so by the Court.

---

<sup>1</sup> While treating medical and mental health care providers are generally not considered "specially retained experts," not all their opinions relate to the care and treatment of a patient. Their opinion testimony is limited to what is stated within their treatment documentation. As to each such expert, any opinions which are not stated within that expert's treatment records and reports must be separately and timely disclosed.

- 5) The telephone conference scheduled for **April 3, 2020, is cancelled.** A status conference to discuss dispositive motions, settlement status, and to schedule the pretrial conference and trial dates will be held with the undersigned magistrate judge on **July 10, 2020, at 9:00 a.m.**
- 6) The deadline for filing motions to dismiss and motions for summary judgment is **July 30, 2020.**
- 7) The deadline for filing motions to exclude testimony on *Daubert* and related grounds is **July 30, 2020.**
- 8) The parties shall comply with all other stipulations and agreements recited in their Rule 26(f) planning report that are not inconsistent with this order.
- 9) All requests for changes of deadlines or settings established herein shall be directed to the undersigned magistrate judge. Such requests will not be considered absent a showing of due diligence in the timely progression of this case and the recent development of circumstances, unanticipated prior to the filing of the motion, which require that additional time be allowed.

Dated this 27<sup>th</sup> day of January, 2020.

BY THE COURT:

s/Michael D. Nelson  
United States Magistrate Judge